

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 6/11/2009 has been entered.

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Shutter on 8/19/2009.

Please amend the application as follows:

Claim 8 should be amended to the claim language as shown below.

This claim, as amended, will **replace** claim 8 as it appears in the **Examiner's Amendment** mailed with the Notice of Allowance on 5/26/2009. Examiner would like to note that claim 1 is not being amended again and remains the same as in the Examiners amendment mailed with the Notice of Allowance mailed on 5/26/2009:

In claim 8, the Examiners amendment mailed with the Notice of Allowance mailed on 5/26/2009 **has been changed to** -- A system for secure on-line mass distribution of data products to end users comprising:

an authorization server at a first location having associated therewith copies of encrypted first portions of a plurality of data products, wherein said encrypted first portions of the data products do not include information to enable encrypted data to be decrypted;

a plurality of data distribution terminals at a plurality of locations different from said first location, each of said data distribution terminals has stored thereon copies of unencrypted second portions of said plurality of data products;

a communications system that provides for exchange of data between said authorization server and said plurality of data distribution terminals, wherein said data distribution terminal obtains a copy of the encrypted first portion of said data product from said authorization server and decrypts said encrypted first portion;

a data distribution program that provides copies of said data products to those end users who are entitled to have said copies thereof, wherein said data distribution program provides a combined copy of a data product by combining a copy of the decrypted first portion of said data product ~~obtained from said authorization server~~ with a copy of the unencrypted second portion of said data product obtained from one of said plurality of data distribution terminals, wherein said step of combining is performed at a location of said one of said plurality of data distribution terminals and said end user is located at said location of said one of said plurality of data distribution terminals; and

a storage device interface associated with said data distribution terminal, wherein said storage device interface stores said combined product on a portable computer-readable storage medium, wherein said combined product is not cryptographically secured on the computer-readable storage medium and said combined product does not include any protection information to limit use of said combined product, wherein said user accesses said combined product from said storage medium with a navigation system at a location different from said location of said data distribution terminal.--

Allowable Subject Matter

Claims 1-4, 6, 8-9, 11-23, 25-39 are allowed.

The following is an examiner's statement of reasons for allowance: The above mentioned claims are allowable over the prior arts because the CPA (Cited Prior Arts) of record taken singly or in combination fail to anticipate or render obvious the specific added limitations, as recited in independent claims 1 & 8 and subsequent dependent claims.

The CPA does not teach or suggest a method/system of having two portions of a data product stored in two separate locations, where the first portion is stored in an encrypted format and the second is stored in an unencrypted format, and where each of these portions are received and combined at a third location which is a navigation system. Furthermore, the CPA fails to teach or suggest that the combined product is stored on a portable computer readable medium in a format which is not cryptographically secured and has no protection information to limit the use of the combined product by the navigation system. The CPA further fails to teach or suggest, in combination with the rest of the claimed features, that the critical data portion is used

to execute a program on the navigation system to use the first and second portions of data if the end user has been properly authorized as being entitled to using that data.

The closest prior art of record Yasukawa et al., US Patent No. 5,999,622 cited in the IDS filed 6/11/2009 teaches a system/method where a non-encrypted portion is maintained at one location and where an encrypted portion is maintained at another location, however in Yasukawa et al. the non-encrypted portion is merely a preview of the data content that may be purchased and the encrypted portion is the complete data product in encrypted format. As such, there would be no reason to combine the unencrypted portion and the encrypted portion of Yasukawa at a third location to achieve the limitations claimed in the present invention. Specifically, in Yasukawa et al., once the user is authorized as being entitled to use the data product, the unencrypted preview portion is no longer necessary and the encrypted data content is transmitted to the user to allow use of the data product. Furthermore, Yasukawa et al. teach that when the digital product is stored on a computer readable medium it includes various encrypted information which also teaches away from the present invention. Thus, Yasukawa et al. fail to teach/suggest combining, at a third location, the unencrypted second portion and the decrypted first portion; that the combined product is stored on a portable computer readable medium in a format which is not cryptographically secured and has no protection information to limit the use of the combined product by the navigation system; and that the critical data portion is used to execute a program on the navigation system to use the first and second portions of data if the end user has been properly authorized as being entitled to using that data.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue

Art Unit: 2437

fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to NADIA KHOSHNOODI whose telephone number is (571) 272-3825. The examiner can normally be reached on M-F: 8:00-4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Emmanuel Moise can be reached on (571) 272-3865. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

/Nadia Khoshnoodi/
Examiner, Art Unit 2437
8/19/2009

NK

/Matthew B Smithers/
Primary Examiner, Art Unit 2437